

## Message Text

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44

ORIGIN EB-07

INFO OCT-01 ARA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOT-00 INR-07 NSAE-00 FAA-00 PM-03 H-02 L-02 NSC-05

PA-01 PRS-01 SP-02 SS-15 USIA-06 /060 R

DRAFTED BY EB/AN:AJRIMAS:DAP

APPROVED BY EB/AN:WBCOBB

ARA/BR - J. SLATTERY

CAB - D. LITTON

----- 040085

R 061600Z HAY 75

FM SECSTATE WASHDC

TO AMCONSUL RIO DE JANEIRO

AMEMBASSY BRASILIA

INFO AMCONSUL SAO PAULO

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E.O. 11652:N/A

TAGS: EAIR, BR

SUBJECT: CIVAIR: PAN AM SCHEDULES

REF: A) RIO DE JANEIRO 1249; B) STATE 68757

1. IN VIEW OF LACK OF FORMAL RESPONSE TO EMBASSY NOTE RE CHANGE OF GAUGE (PER REFTTEL B), AND DISAPPROVAL OF PAN AM'S FLIGHT 443/201, WE SUGGEST CONGEN RIO DE JANEIRO CONSIDER RAISING FOLLOWING POINTS WITH BRAZILIAN CIVAIR AUTHORITIES AT APPROPRIATE OPPORTUNITY:

A) INTRALINE STOPOVERS WOULD BE PERMISSIBLE FOR BRAZILIAN AIRLINES WITHIN UNITED STATES. FOR EXAMPLE, IF VARIG WERE TO IMPLEMENT SERVICE TO COTERMINAL POINTS TO CHICAGO AND MIAMI, AIRLINE COULD MAKE SAME TYPE OF TRANSFERS AT

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MIAMI AS CONTEMPLATED BY PAN AM AT RIO.

B) WE DO NOT CONSIDER THAT PROPOSED RIO TRANSFER WOULD CONSTITUTE CABOTAGE. THE AFFECTED PASSENGERS WOULD BE ENGAGED IN DIRECT TRANSIT ON PAN AM FROM POINTS OUTSIDE BRAZIL TO SAO PAULO. THE TRANSFER IN RIO WOULD BE SOLELY A TECHNICAL MEASURE TAKEN TO FACILITATE THE AIRLINE'S OPERATIONS ON THE RIO-SAO PAULO SEGMENT. THE TRANSFER WOULD NOT

RESULT IN ANY ADDED CAPACITY ON THIS SEGMENT, AND NO PASSENGERS TRAVELLING WHOLLY WITHIN BRAZIL WOULD HAVE ACCESS TO THIS FLIGHT.

2. IF NO OFFICIAL GOB ASSURANCE IS RECEIVED SOON TO THE EFFECT THAT A DEFINITE EARLY DATE HAS BEEN ESTABLISHED FOR PHASING OUT INTERNATIONAL SERVICE FROM CONGONHAS, WE WOULD CONSIDER ORDERING VARIG TO COMMENCE FILING ITS SCHEDULES FOR APPROVAL PURSUANT PART 213 OF CAB'S REGULATIONS. WE COULD THEN CONSIDER DISAPPROVING ANY VARIG'S FLIGHTS TO OR FROM SAO PAULO/CONGONHAS IF SUCH SERVICE WERE STILL BEING OFFERED. WE BELIEVE THIS WOULD BE WARRANTED TO RESTORE COMITY AND RECIPROCITY IN OUR CIVIL AIR RELATIONS WITH BRAZIL.

3. COMMENTS RE ADVISABILITY OF PROPOSED MEASURES OUTLINED PARA 2 REQUESTED. IF WE DECIDE TO PROCEED ON THIS COURSE, SHOULD WE FIRST INFORM GOB? SHOULD WE CONVEY OUR INTENTIONS TO DAC THROUGH CONGEN, RIO DE JANEIRO, OR SHOULD WE USE FORMAL EMBASSY CHANNELS? DEPARTMENT WILL TAKE INTO ACCOUNT EMBASSY'S AND CONGEN'S VIEWS WHEN REACHING DECISION. KISSINGER

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NNN

\*\*\* Current Handling Restrictions \*\*\* n/a

\*\*\* Current Classification \*\*\* LIMITED OFFICIAL USE

## Message Attributes

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**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
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**Control Number:** n/a  
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RIO DE JANEIRO  
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